IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

COMPANY PETITION NO.600 OF 2006

In the matter of M/s.
Mahendra Hybrid Seeds
Co. Pvt. Ltd.

M/s.V.Manmohandas and Sons .. Petitioner.

Mr.R.D.Soni with Mr.Sayyed i/b M/s.Ram & Co. for the petitioner.
Mr.Sanjay Jain with Shailesh Shukla i/b M/s.AZB & Partners for the respondent.

CORAM : D.B.BHOSALE, J.
DATED : 9TH AUGUST, 2007.

P.C.:

. Even before I heard this petition on merits Mr.Jain, learned counsel for the respondent-company, on instructions, submitted that without prejudice to the rights and contentions of the respondent-company, the respondent-company is prepared to deposit an amount of Rs.41,50,000.00 as against claim amount of Rs.41,42,411.82 made in this petition, in Special Civil Suit No.210 of 2004 pending before the Civil Judge, Senior Division, Ahmednagar within a period of six weeks from today. His statement is accepted. If the amount is deposited by the respondent-company the learned Judge shall pass appropriate orders for investing the said amount in the fixed deposit. Mr.Soni, learned counsel for the petitioner fairly

stated that the petitioner shall not apply for withdrawal of this amount till disposal of the suit. His statement is accepted. In view of the statement, in my opinion, nothing further survives in the present petition and it is disposed of as such. It is needless to express that if the amount as aforestated is not deposited by the respondent-company it will be open for the petitioner to approach this court afresh.

(D.B.BHOSALE, J.)